



TFW
1638

Docket No. 72242-AB/JPW/GJG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Allan Green et al.
Serial No.: 09/981,124 Examiner: E. McElwain
Filed : October 17, 2001 Group Art Unit: 1638
For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USES
THEREFOR IN MODIFYING FATTY ACID METABOLISM

1185 Avenue of the Americas
New York, New York 10036
May 1, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

**COMMUNICATION IN RESPONSE TO APRIL 10, 2006
NOTICE OF NON-COMPLIANT AMENDMENT**

This Communication is submitted in response to the April 10, 2006 Notice of Non-Compliant Amendment issued in connection with the above-identified patent application. A response to the April 10, 2006 Notice is due May 10, 2006. Accordingly, this Communication is being timely filed.

In the April 10, 2006 Notice of Non-Compliant Amendment, the Examiner alleged that applicants' January 5, 2006 Amendment in Response to August 5, 2005 Office Action is non-compliant because claims 44-49 are not indicated as "withdrawn." The Examiner also stated that withdrawn claims which are amended should be designated as both "withdrawn" and "currently amended".

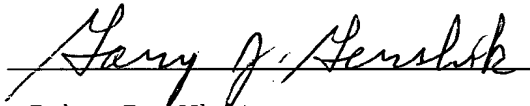
In response, Applicants supply the corrected section of the purported non-compliant amendment in compliance with 37 C.F.R. §1.121, attached hereto as **Exhibit A**.

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If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorneys invite the Examiner to telephone them at the number provided below.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

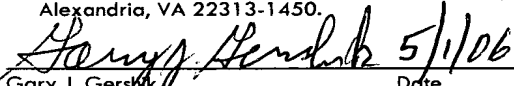
Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450.


Gary J. Gershik
Reg. No. 39,992

5/1/06
Date